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**TRANSMITTAL  
FORM**

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Total Number of Pages in This Submission

8

Application Number

09/955,383

Filing Date

09/18/2001

First Named Inventor

Neng-Yang Shih

Art Unit

1624

Examiner Name

H. Liu

Attorney Docket Number

AL01019

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Response to Missing Parts/  
Incomplete ApplicationResponse to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional ApplicationPower of Attorney, Revocation  
Change of Correspondence Address

Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_

Remarks

After Allowance Communication  
to GroupAppeal Communication to Board  
of Appeals and InterferencesAppeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please  
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Palaiyur S. Kalyanaraman

Signature

Date

11/14/2003

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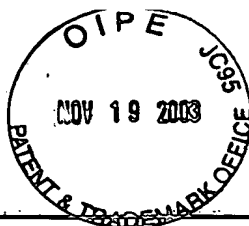
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Application No.: 09/955,383

Filing Date: 09/18/2001

Applicant: Neng-Yang Shih et al.

Title: "Substituted Imidazoles As Dual Histamine H1 and H3 Agonists or Antagonists"

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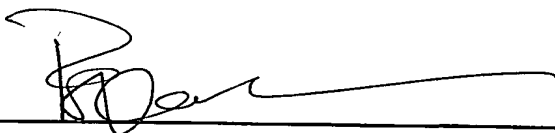
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**Documents enclosed:**

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Response Transmittal - 1 page

Amendment (After Final) - 6 pages

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PATENT CASE: AL01019

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----X  
In re Application of: )  
Shih *et al* ) Examiner: H. Liu  
Serial No.: 09/955,383 ) Group Art Unit: 1624  
Filed: September 18, 2001 ) Atty. Docket No.: AL01019  
For: "**Substituted Imidazoles As Dual** ) Date: 11/14/2003  
**Histamine H<sub>1</sub> and H<sub>3</sub> Agonists** )  
**or Antagonists**" )  
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SECOND AMENDMENT AFTER FINAL REJECTION PER 37 C.F.R § 1.116

Sir:

This communication is in response to the Advisory Action that the Examiner issued on October 3, 2003, in the above-identified patent application. Applicants had earlier filed an Amendment after Final Rejection on September 15, 2003. The Advisory Action stated that the Amendment was not entered because it constituted "new matter", Page 2 of the Advisory Action. Applicants respectfully request entry of the following Amendment after Final Rejection. This Amendment and Remarks are in response to the Final Rejection of the claims by the Examiner on August 29, 2003.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 5 of this paper.